



Jane Dee Hull
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

3033 North Central Avenue • Phoenix, Arizona 85012-2809
(602) 207-2300 • www.adeq.state.az.us



Jacqueline E. Schafer
Director

AQD:PS:CTS:45757

December 24, 2001

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Allan F. Tittes, President
Phelps Dodge Corporation
P.O. Box 4444
Claypool, AZ 85532

Re: Air Quality Control Permit No. 1000046
Copper Smelter - Facility ID: 898

Dear Mr. Tittes:

The Arizona Department of Environmental Quality, Air Quality Division, has completed its review of the referenced permit application.

I am prepared to recommend to the Director that your Air Quality Control Permit be issued with conditions necessary to meet all rules and regulations applicable to this source related to air pollution control. A draft of the Permit with appropriate conditions is enclosed for your review.

In accordance with Arizona Revised Statute §49-426.D, a Public Notice will be issued in the **Arizona Silver Belt** and the **San Carlos Apache Moccasin** on January 2, 2002 and January 9, 2002 and will give instructions for making comments and an opportunity to request a Public Hearing on the Permit. A copy of this Public Notice is also enclosed.

You also need to post a copy of this Public Notice adjacent to the nearest public roadway on the property where your facility is or will be located. This notice posting should conform to the attached Public Notice posting requirements. The notice should be posted from the date of first publication to February 2, 2002.

If you have any questions, please do not hesitate to contact me at (602) 207-2308.

Sincerely,

Nancy C. Wrona, Director
Air Quality Division

NCW:pb2
Enclosures

cc: John Reichenbach, Phelps Dodge Corporation
Cathy O'Connell, Manager, Air Compliance Section
Lynn Ogata



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Jacqueline E. Schafer
Director

AQD:PS:CTS:45757

December 24, 2001

City Clerk of Miami
500 Sullivan Street
Miami, AZ 85539

Re: Air Quality Control Permit No. 1000046
Phelps Dodge Corporation
Copper Smelter - Facility ID: 898

Enclosed are the following documents to be posted for public review:

- A copy of the public notice
- A copy of the permit application with supporting documents
- A copy of the draft permit with supporting documents and applicable rules

Please keep this material where it will be available for viewing by the general public. We will notify you when this material may be discarded.

If you have any questions, please contact me at (602) 207-2337.

Sincerely,

Priscilla Begay
Administrative Secretary
Air Permits Section

Enclosures



Jane Dee Hull
Governor

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3033 North Central Avenue • Phoenix, Arizona 85012-2809
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Jacqueline E. Schafer
Director

AQD:PS:CTS:45757

June 26, 2002

City Clerk of Miami
500 Sullivan Street
Miami, AZ 85539

Re: Air Quality Control Permit No. 1000046
Phelps Dodge Corporation
Copper Smelter - Facility ID: 898

The referenced permit has been issued; therefore, the material which was sent to you for posting may be destroyed.

Thank you for your assistance in this matter. Should you have any questions, please call me at (602) 207-2337.

Sincerely,

Priscilla Begay
Administrative Secretary
Air Permits Section

PUBLIC NOTICE

YOU HAVE A VOICE IN AIR POLLUTION CONTROL IN ARIZONA

The Arizona Department of Environmental Quality (ADEQ) proposes to issue Air Quality Control Permit Number 1000046 to Phelps Dodge Corporation for a Copper Smelter Facility located at Hwy 60, north of Miami, Miami, Gila County, Arizona.

This Public Notice provides information to help you participate in the decision-making process. You have an opportunity to submit written comments on this Permit, and request that ADEQ hold a Public Hearing on the Permit. The written comment shall state the name and mailing address of this person, shall be signed by the person, their agent or attorney, and shall clearly set forth reasons why the permit should or should not be issued. Grounds for comment are limited to whether the Permit meets the criteria for issuance spelled out in the State Air Pollution Control laws or rules.

Materials related to the Permit, including the application, ADEQ's analysis and the draft permit are available for your review at ADEQ's office at 3003 North Central Avenue, 5th Floor, Phoenix, Arizona, and at the Miami City Clerk's Office at 500 Sullivan Street, Miami, AZ 85539.

Persons wishing to submit written comments or request a Public Hearing have until February 2, 2002 to do so. Comments and/or requests should be directed to: Director, Air Quality Division, ADEQ, 3033 North Central Avenue, T5109A, Phoenix, AZ 85012-2809-33.

ADEQ will consider all comments received in making a final decision on the proposed Permit. Everyone commenting will receive notification of the final decision. People who file comments on the Permit will have the right to appeal the final decision as an appealable agency action to the Office of Administration Hearing (OAH) pursuant to §41.1092.03, and the appeal must be filed within thirty (30) days after the issuance of the final decision. The OAH may sustain, modify, or reverse the final decision.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting Katie Huebner (602) 207-4794 TDD phone 207-4829. Requests should be made as early as possible to allow time to arrange the accommodation.

If you would like to receive copies of future Public Notices of Air Pollution Control Permits, please provide a typewritten or a clearly printed copy of your name, address, and ZIP code, to the Director of Air Quality Division at ADEQ's address shown above. Your request should also state that you wish your name to be placed on the Air Quality Permit mailing list.

If you have any questions or would like to find out more information about this Permit, please contact Nancy C. Wrona at (602) 207-2308, when in Arizona (800) 234-5677 (Ext. 2308), or at ADEQ's address shown above.

**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
FAX FOR IMMEDIATE DELIVERY
REQUEST FOR PUBLIC NOTICE PLACEMENT**

TO: LEGAL DEPT; attn: Bethel

PHONE: (520) 425-7121

FAX: (520) 425-7001

FROM: Priscilla Begay

DIVISION: Air Quality Division / Permits Section
3033 North Central Avenue, T5109B
Phoenix, AZ 85012

PHONE: (602) 207-2337; or if outside the Phoenix Metro Area (800) 234-5677, ext. 2337

FAX: (602) 207-2366

TOTAL PAGES: 2

PLEASE PLACE THE FOLLOWING LEGAL NOTICE:

PERMITTEE: Phelps Dodge Corporation
FACILITY ID: 898
PERMIT NO: 1000046

PUBLICATION:

INSERTION DATES:

Arizona Silver Belt
San Carlos Apache Moccasin

January 2, 2002 and January 9, 2002
January 2, 2002 and January 9, 2002

Please advise of advertisement dates
and confirm within 24 hours. Thank you.

IF YOU EXPERIENCE ANY PROBLEMS WITH THIS TRANSMISSION PLEASE CALL:
Priscilla Begay, at ADEQ / AQD / Permits Section - (602) 207-2337

MINIMUM SIGN SIZE REQUIREMENTS for ADEQ

AIR QUALITY CONTROL PERMIT APPLICATION

Written Comment Period
Ends February 2, 2002
Proposed Permit #1000046

(Public
Notice
Copy
Goes
Here)

For more information contact:

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY (A.D.E.Q.)
(800) 234-5677

MINIMUM REQUIREMENTS:

1. Sign shall be 3-feet wide by 4-feet high.
2. Bottom of sign shall be 18 inches above the ground.
3. Sign shall be supported by two anchor posts.
4. Sign shall be posted on the affected property in such a manner as to be legible from the public right-of-way.
5. Sign shall be black letters on a white background.
6. Sign shall be made of 1/4-inch plywood.